

IPW

I hereby certify that the enclosed (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: February 10, 2006

Signature: 

(Harvey L. Cohen)

Docket No.:  
DAVIES 3.0-001 CIP I  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Richard J. Davies

Application No.: 10/717,074

Group Art Unit: 3736

Filed: November 19, 2003

Examiner: C. A. Marmor

For: METHOD AND SYSTEM FOR DETECTING  
ELECTROPHYSIOLOGICAL CHANGES IN  
PRE-CANCEROUS AND CANCEROUS  
BREAST TISSUE AND EPITHELIUM

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This communication is in response to the Office Action mailed January 13, 2006, setting forth a Restriction Requirement in the above-identified application. In the Office Action, the Examiner required restriction to one of the following inventions under 35 U.S.C. §121:

I. Claims 1-12, drawn to apparatus for determining the condition of a region of tissue comprising a cup or housing having first and second openings, an electrode and a source of suction, classified in class 600, subclass 372.

II. Claims 13-36, drawn to methods and apparatus for determining a condition of breast tissue or the location of a tumor using a pair of electrodes, classified in class 600, subclass 547.

Application No.: 10/717,074

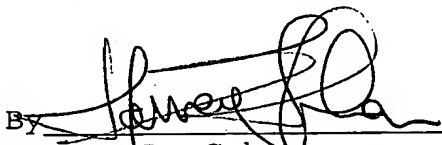
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In response, Applicants hereby elect the invention of Group I, corresponding to claims 1-12, for prosecution in the present application. Applicants reserve the right to file a divisional application corresponding to the non-elected claims.

In the event any fee is due in connection with the present response, the Examiner is authorized to charge Applicant's Deposit Account No. 12-1095 therefor.

Dated: February 10, 2006

Respectfully submitted,

By   
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